IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

THURSDAY, THE 19TH JULY 2007 / 28TH ASHADHA 1929

WP(C).No. 10773 of 2004(G)

PETITIONER:

LUCY LONAPPAN, AGED 69 YEARS,
W/O.LONAPPAN, PC 1792, M.S.P.MALAPPURAM,
RESIDING AT PONNAKKAL HOUSE, PUTHUVYPE,
COCHIN -682 508.

BY ADV. SRI.P.GOPAKUMARAN NAIR,
SRI.C.S.DIAS.

RESPONDENTS:
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1. **STATE OF KERALA, REP. BY THE CHIEF SECRETARY TO THE GOVERNMENT, SECRETARIAT, THIRUVANANTHAPURAM.**
2. **THE DIRECTOR GENERAL OF POLICE, OFFICE OF THE DIRECTOR GENERAL OF POLICE, THIRUVANANTHAPURAM.**
3. **THE COMMANDANT, MALABAR SPECIAL POLICE, MALAPPURAM DISTRICT.**

BY GOVERNMENT PLEADER .

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 19/07/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C). NO.10773/2004:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE LETTER NO. A6-12549/2000 M ISSUED BY THE R.3. TO THE PETITIONER DTD. 28/07/2000.

EXT.P.2: COPY OF THE LETTER NO. A6-5262/2001 ISSUED BY THE R.3. TO THE PETITIONER DTD. 18/04/2001.

EXT.P.3: COPY OF THE LETTER SENT BY THE PETITIONER TO THE R.3. DTD. 05/06/2001.

EXT.P.4: COPY OF THE LETTER NO. A6-5262/2001 M ISSUED BY THE R.3. TO THE PETIITONER DTD. 01/11/2001.

EXT.P.5: COPY OF THE REPRESENTAITON SUBMITTED BY THE PETITIONER BEFORE THE CHIEF MINISTER, KERALA STATE DTD. 17/11/2003.

EXT.P.6: COPY OF THE LETTER NO.A 6-19598/2003M ISSUED BY THE R.3. TO THE PEITITONER DTD. 20/01/2004.

EXT.P.7: COPY OF THE ABSTRACT OF THE G.O. (P). NO. 437/92/FIN. AS REPUBLISHED IN `THE KERALA SERVICE RULES'.

RESPONDENT'S EXHIBIT:

EXT.R1.A: COPIES OF THE PROCEEDINGS DTD. 29/07/2002 SANCTIONING MINIMUM FAMILY PENSION TO THE PETITIONER.

//TRUE COPY//

prv.

KURIAN JOSEPH, J.

W.P. (C). NO. 10773 OF 2004

Dated this the 19th day of July, 2007.

J U D G M E N T

The issue raised in this writ petition pertains to family pension. In view of the decision of this Court reported in ***Aisha Kunju vs. Deputy Director of Education*** **(2004(2) KLT 174)**, petitioner is entitled to get family pension with effect from 01.01.1986.

2. There will be a direction to the respondents to disburse the arrears with effect from 01.01.1986 within a period of three months from the date of production of a copy of this judgment.

This writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

smp